

## **MINUTES**

### **MONTANA SENATE 62nd LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON LOCAL GOVERNMENT**

**Call to Order:** Chairman Jon Sonju, on January 17, 2011 at 3:01 PM, in Room 303 Capitol

#### **ROLL CALL**

##### **Members Present:**

Sen. Jon Sonju, Chairman (R)  
Sen. Art Wittich, Vice Chairman (R)  
Sen. Shannon Augare (D)  
Sen. Edward Buttrey (R)  
Sen. Lynda Moss (D)  
Sen. Alan Olson (R)  
Sen. Bruce Tutvedt (R)  
Sen. Gene Vuckovich (D)

**Members Excused:** Sen. Steven Gallus (D)

**Members Absent:** None

##### **Staff Present:**

Leanne Kurtz, Legislative Branch  
Kirk Lundby, Committee Secretary

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

##### **Committee Business Summary:**

Hearing & Date Posted: SB 91, 1/6/2011; SB 108, 1/6/2011; SB 117, SB128

**HEARING ON SB 128**

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**Opening Statement by Sponsor:**

00:01:55 Sen. Bob Lake (R), SD 44, opened the hearing on SB 128, Exempt fire department emergency wells from permitting.

**EXHIBIT(los12a01)**

**Proponents' Testimony:**

**EXHIBIT(los12a02)**

Written petitions presented to the Local Government Committee prior to start of meeting

00:05:19 Rep. Ron Ehli, HD 88

00:06:48 Brad Mohn, Fire Chief, Hamilton Fire Department

00:07:44 Tim Davis, water resources administrator, Department of Natural Resources and Conservation (DNRC)

00:08:25 Ronda Wiggers, representing the Montana Water Well Drillers Association (WWDA)

00:09:32 John Semple, representing the Montana Fire Alliance (MFA)

**Opponents' Testimony:**

00:10:03 Richard Grady

**EXHIBIT(los12a03)**

00:12:30 Holly Franz, representing the Montana Water Resources Association

00:13:51 Mark Aagenes, Conservation Director, Montana Trout Unlimited

**Informational Testimony:**

None

**Questions from Committee Members and Responses:**

None

**Closing by Sponsor:**

00:15:37 Sen. Lake

**HEARING ON SB 108**

**Opening Statement by Sponsor:**

00:16:32 Sen. Debby Barrett (R), SD 36, opened the hearing on SB 108, Revise policy for management of large predators.

[EXHIBIT\(los12a04\)](#)

[EXHIBIT\(los12a05\)](#)

[EXHIBIT\(los12a06\)](#)

**Proponents' Testimony:**

00:19:06 Fred Hodgeboom, President, Montanans for Multiple Use (MMU)

[EXHIBIT\(los12a07\)](#)

00:21:51 Marty Malone, Park County Commissioner, representing Park, Carbon, and Stillwater County Commissioners and the Beartooth Stock Association

[EXHIBIT\(los12a08\)](#)

[EXHIBIT\(los12a09\)](#)

[EXHIBIT\(los12a10\)](#)

00:22:53 Dave Skinner

00:23:54 Suzy Foss

00:25:18 Art Hassan

00:25:42 Harvey Ravndall

00:26:09 Jay Bodner, representing the Montana Stock Growers Association (SGA)

00:27:06 Nicole Rolf, representing the Montana Farm Bureau Federation (FBF)

00:28:25 Janet Ellis, representing Montana Audubon

00:28:51 Stacy Bragg, representing Citizens for Balanced Use (CBU)

00:30:02 Tim Ravndall, representing the Lewis and Clark County Tea Party

00:30:37 Steven McNeal

[EXHIBIT\(los12a11\)](#)

00:31:37 Clerice Ryan, (MMU)

00:33:17 Rich Royal

00:33:40 Keary White, executive board, (CBU)

00:37:21 Art Noonan, Deputy Director, Montana Fish Wildlife and Parks (FWP)

[EXHIBIT\(los12a12\)](#)

00:38:54 Judy Kline

00:42:41 Ron Olfert

00:44:16 Dan Happel

[EXHIBIT\(los12a13\)](#)

Written petitions presented to the Local Government Committee prior to start of meeting.

**Opponents' Testimony:**

None

**Informational Testimony:**

None

**Questions from Committee Members and Responses:**

00:45:43 Sen. Augare  
00:46:36 Sen. Barrett  
00:46:58 Sen. Augare  
00:47:35 Sen. Barrett  
00:47:42 Sen. Olson  
00:48:21 Sen. Barrett  
00:48:47 Sen. Tutvedt  
00:49:31 Sen. Barrett  
00:50:32 Sen. Tutvedt  
00:51:12 Sen. Barrett

**Closing by Sponsor:**

00:51:21 Sen. Barrett

**HEARING ON SB 91**

**Opening Statement by Sponsor:**

00:53:40 Sen. Taylor Brown (R), SD 22, opened the hearing on SB 91, Update postal service requirements for proposed cities and towns.

**Proponents' Testimony:**

00:58:42 Earl Blakley, Vice Chair, Lockwood Steering Committee (LSC)  
[EXHIBIT\(los12a14\)](#)  
01:01:31 Dan Belk  
[EXHIBIT\(los12a15\)](#)  
01:02:45 Carlotta Hecker, (LSC)  
[EXHIBIT\(los12a16\)](#)  
01:04:36 Bob Riehl, (LSC)  
[EXHIBIT\(los12a17\)](#)  
[EXHIBIT\(los12a18\)](#)  
01:07:26 Nancy Belk, Vice President, Lockwood Water and Sewer Board  
[EXHIBIT\(los12a19\)](#)  
01:09:44 Rep. Jonathan McNiven, HD 44

**Opponents' Testimony:**

01:12:13 Dave Galt, Executive Director, Montana Petroleum Association (MPA)

**Informational Testimony:**

None

**Questions from Committee Members and Responses:**

01:14:58 Sen. Buttrey  
 01:15:28 Sen. Brown  
 01:16:21 Sen Tutvedt  
 01:16:36 Sen. Brown  
 01:17:45 Bob Riehl  
 01:19:16 Sen. Tutvedt  
 01:19:24 Bob Riehl  
 01:19:59 Sen. Tutvedt  
 01:20:31 Dave Galt, (MPA)  
 01:21:17 Sen. Tutvedt  
 01:21:30 Dave Galt  
 01:22:24 Sen. Tutvedt  
 01:22:32 Sen. Vuckovich  
 01:23:12 Sen. Brown  
 01:24:31 Sen. Moss  
 01:25:14 Sen. Brown  
 01:25:54 Carlotta Hecker  
 01:29:14 Sen. Olson  
 01:29:42 Dave Riehl  
 01:30:20 Sen. Olson  
 01:30:30 Dave Riehl  
 01:30:48 Sen. Olson  
 01:31:11 Dave Riehl  
 01:31:35 Chairman Sonju  
 01:31:42 Leanne Kurtz

**Closing by Sponsor:**

01:32:01 Sen. Brown  
 01:36:31\_\_\_\_\_Chairman Sonju  
 01:37:58 Recess  
 01:51:24 Reconvened\_\_\_\_\_

**HEARING ON SB 117**

**Opening Statement by Sponsor:**

01:52:50 Sen. Greg Hinkle (R), SD 7, opened the hearing on SB 117, Coordination between local government, schools, districts and federal government.

[EXHIBIT\(los12a20\)](#)

**Proponents' Testimony:**

02:03:00 Fred Hodgeboom, President, Montanans for Multiple Use (MMU)

[EXHIBIT\(los12a21\)](#)

[EXHIBIT\(los12a22\)](#)

02:07:56 Ron Olfert

[EXHIBIT\(los12a23\)](#)

02:12:35 Dave Skinner

[EXHIBIT\(los12a24\)](#)

02:13:58 Jerry White, (CBU)

02:17:25 Suzy Foss

02:20:03 Niki Sardot

02:20:45 Dick Wells

[EXHIBIT\(los12a25\)](#)

[EXHIBIT\(los12a26\)](#)

[EXHIBIT\(los12a27\)](#)

[EXHIBIT\(los12a28\)](#)

[EXHIBIT\(los12a29\)](#)

[EXHIBIT\(los12a30\)](#)

[EXHIBIT\(los12a31\)](#)

[EXHIBIT\(los12a32\)](#)

02:23:42 Bill Petrovish

02:25:56 Kathy Hassan

[EXHIBIT\(los12a33\)](#)

02:28:48 Art Hassan

02:29:37 Rachel Roberts, representing Concerned Citizens of Montana (CCM)

[EXHIBIT\(los12a34\)](#)

02:30:32 Clarice Ryan, (MMU)

[EXHIBIT\(los12a35\)](#)

02:32:48 Stacy Bragg

02:34:06 Gloria Roark

[EXHIBIT\(los12a36\)](#)

02:35:01 Pauline Dean

02:36:14 Steven McNeil

02:37:08 Robert Pierson

[EXHIBIT\(los12a37\)](#)

02:38:21 Judy Woolley

[EXHIBIT\(los12a38\)](#)

[EXHIBIT\(los12a39\)](#)

02:41:24 Gerald Cuvillier

[EXHIBIT\(los12a40\)](#)

02:42:32 Rick Breckenridge

02:43:20 Dan Happel

[EXHIBIT\(los12a41\)](#) (See also exhibit 35)

02:44:50 Marty Malone

02:44:58 Tim Ravndal, representing the Montana Tea Party Group

02:45:43 Jeannie Poe

02:46:04 Susanna Pyron

02:46:17 Patrick Legard

02:47:14 Charles Woolley

[EXHIBIT\(los12a42\)](#)

**Opponents' Testimony:**

2:48:53 Brent Brooks, representing the City of Billings and the Montana League of Cities and Towns (LCT)  
02:52:23 Mal Kenzerd  
02:54:26 Mark Murphy, representing the Montana County Attorneys Association (CAA)  
02:58:15 Kelsen Young, representing the Montana Coalition Against Domestic and Sexual Violence (CADSV)

**Informational Testimony:**

None

**Questions from Committee Members and Responses:**

02:59:53 Vice Chair Wittich  
03:01:40 Brent Brooks, City of Billings and the Montana League of Cities and Towns  
03:02:52 Vice Chair Wittich  
03:03:37 Brent Brooks  
03:04:12 Vice Chair Wittich  
03:04:29 Brent Brooks  
03:04:48 Vice Chair Wittich  
03:05:26 Sen. Hinkle  
03:06:31 Sen. Moss  
03:07:17 Dan Happel  
03:08:17 Sen. Moss  
03:08:35 Sen. Hinkle  
03:12:32 Sen. Moss  
03:12:56 Sen. Hinkle  
03:13:29 Sen. Augare  
03:14:29 Suzy Foss  
03:16:34 Sen. Augare  
03:17:07 Suzy Foss  
03:17:51 Sen. Vuckovich  
03:18:26 Sen. Hinkle  
03:19:37 Sen. Vuckovich  
03:20:10 Sen. Hinkle  
03:20:53 Sen. Vuckovich  
03:21:14 Sen. Hinkle

**Closing by Sponsor:**

03:23:34 Sen. Hinkle  
03:24:42 Chairman Sonju

**ADJOURNMENT**

Adjournment:  
03:25:26

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Kirk Lundby, Secretary

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Additional Documents:

**EXHIBIT**([los12aad.pdf](#))